EUROPEAN UNION CIVIL SERVICE TRIBUNAL

Judgment of the Civil Service Tribunal (Third Chamber) of 8 July 2015 — DP v ACER

(Case F-34/14) ([1])

(Civil service — ACER staff — Member of the contract staff — Non-renewal of a contract — Action for annulment — Admissibility of the action — Plea of illegality of Article 6(2) of ACER's GIP having regard to Article 85(1) of the CEOS — Action for damages — Notice period — Non-material harm — Damages)

(2015/C 270/57)

Language of the case: English

Parties

Applicant: DP (represented by: S. Pappas, lawyer)

Defendant: Agency for the Cooperation of Energy Regulators (ACER) (represented by: P. Martinet and S. Vaona, acting as Agents, and D. Waelbroeck and A. Duron, lawyers)

Re:

Annulment of the decision not to renew the applicant's contractual agent contract and a claim of damages.

Operative part of the judgment

The Tribunal:

1) *Annuls the decision of 20 December 2013 by which the Director of the Agency for the Cooperation of Energy Regulators refused to renew DP's contract;*

2) *Orders the Agency for the Cooperation of Energy Regulators to pay DP the sum of EUR 7 000;*

3) *Declares that the Agency for the Cooperation of Energy Regulators is to bear its own costs and orders it to pay the costs incurred by DP.*

([1]) OJ 2014 C 184, p. 46.

Judgment of the Civil Service Tribunal (First Chamber) of 7 July 2015 — WR (*) v Commission

(Case F-53/14) ([1])

(Civil service — Remuneration — Family allowances — Dependent child allowance — Article 2(4) of Annex VII to the Staff Regulations — Person treated as a dependent child — Person whom the official has a legal responsibility to maintain and whose maintenance involves heavy expenditure — Conditions for granting — Withdrawal of entitlement to the allowance — Recovery of overpayments under Article 85 of the Staff Regulations)

(2015/C 270/58)

Language of the case: English

Parties

Applicants: WR (*) (represented by: V. Simeons, lawyer)

(*) Information erased within the framework of the protection of individuals with regard to the processing of personal data.

Defendant: European Commission (represented by: T.S. Bohr and A.-C. Simon)

Re:

Annulment of the decisions withdrawing the dependent person allowance granted to the applicant in respect of her mother and cover by the Joint Sickness Insurance Scheme of the European institutions (JSIS) and annulment of the decisions to recover the sums overpaid.

Operative part of the judgment

The Tribunal:

1. *Dismisses the action;*

2. *Declares that WR (*) is to bear her own costs and orders her to pay those incurred by the European Commission.*

(^{1})   OJ C 421, 24.11.2014, p. 58.

Order of the Civil Service Tribunal (Third Chamber) of 9 July 2015 — De Almeida Pereira v Eurojust

(Case F-142/14) (^{1})

(Civil service — Eurojust staff — Member of the temporary staff — Vacancy notice — Candidate selection procedure — Examination of applications by a selection board — Admission to the next stage of the selection procedure — Conditions — Scoring of selection criteria — Required points threshold — Rejection of application — Action manifestly lacking any basis in law — Article 81 of the Rules of Procedure)

(2015/C 270/59)

Language of the case: English

Parties

Applicant: Manuel Antonio De Almeida Pereira (Voorburg, Netherlands) (represented by: E.H. Schulze, lawyer)

Defendant: Eurojust (represented by: C. Deboyser and J. Carmona-Bermejo, acting as Agents, and by B. Wägenbaur, lawyer)

Re:

Annulment of the decision not to admit the applicant to the second phase of the selection procedure, in the context of his candidature for the post of Advisor to the Office of the President of Eurojust.

Operative part of the order

1) *The action is dismissed as manifestly unfounded.*

2) *Mr De Almeida Pereira is to bear his own costs and is ordered to pay the costs incurred by Eurojust.*

(^{1})   OJ C 81, 9/3/2015, p. 30.

(*)   Information erased within the framework of the protection of individuals with regard to the processing of personal data.